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2
3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 * * *

6 Fernando Haro III,

7 Plaintiff,

8 v.

9 KRM, Inc. dba Thomas Keller Restaurant
Group, et al.,

10 Defendants.

Case No. 2:20-cv-02113-APG-DJA

11
12 **Order**

13 Plaintiff Fernando Haro and Defendants KRM, Inc. and KVP, LP have both filed
14 proposed discovery plans and scheduling orders. (ECF Nos. 59 and 60). The parties did not
15 stipulate to a discovery plan. As Defendants explain, despite multiple attempts to meet and
16 confer with Plaintiff—who is proceeding *pro se*—Plaintiff filed his own separate discovery plan
17 and scheduling order. (ECF No. 60 at 1-2). Plaintiff does not address the meet and confer but
18 asserts that the parties “have not participated in a discovery conference as required by Rule
26(f).” (ECF No. 59 at 1).

19 Under Local Rule 26-1(a),

20 The pro se plaintiff...must initiate the scheduling of the conference
21 required by Fed. R. Civ. P. 26(f) to be held within 30 days after the
22 first defendant answers or otherwise appears. Fourteen days after
23 the mandatory Fed. R. Civ. P. 26(f) conference, the parties must
submit a *stipulated* discovery plan and scheduling order.

24 LR 26-1(a)(emphasis added). It is thus Plaintiff’s responsibility to schedule the Rule 26(f)
25 conference, the deadline for which has long passed. Part of that conference, outlined in Federal
26 Rule of Civil Procedure 26(f)(2), is to develop a proposed discovery plan. *See* Fed. R. Civ. P.
27 26(f)(2). Under Local Rule 26-1(a), the parties must stipulate to the plan and submit it to the
28 Court thirty days later. LR 26-1(a).

1 **IT IS THEREFORE ORDERED** that both parties' discovery plans and scheduling
2 orders (ECF Nos. 59 and 60) are **denied as moot**.

3 **IT IS FURTHER ORDERED** Plaintiff must contact counsel for Defendants to schedule
4 the Rule 26(f) conference. The parties' stipulated discovery plan and scheduling order is due in
5 thirty days, by **Monday, February 21, 2022**.

6
7 DATED: January 20, 2022

A handwritten signature in blue ink, appearing to read 'D. Albrechts', is written over a horizontal line.

DANIEL J. ALBRECHTS
UNITED STATES MAGISTRATE JUDGE